THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.7496 OF 2005

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Dated: 26-12-2005

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Between

T. Prathap Reddy, S/o. T. Balakrishna

Reddy, Occ: Agriculture, R/o. D.No.9/118,

Vanniyar Block, Chittoor and others.

...PETITIONERS

AND

The Mandal Revenue Officer, Pakala

Mandal, Chittoor District and others.

...RESPONDENTS

ORDER:

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Petitioners claim to be owners of the land in an extent of Ac.16.10 ¼ cents situate in S.Nos.52, 53, 55, 57, 58, 925 of Gandaki Village of Pakala Mandal, Chittoor District and they have raised a Mango Thope. Admittedly the said land has been acquired for the purpose of erecting a tank and compensation has been paid.

Though compensation has been the authorities have not taken physical possession of the property and the petitioners are enjoying the usufruct of the said Thope. However, the respondents visited the land on 02.04.2005 and directed the petitioners not to harvest the usufruct of the Thope since the same vests in the Government. The petitioners cannot have any grievance of the same. The only course open to the petitioners is to question the proceedings and also if the proportionate compensation has not been paid. When the proceedings have become final the petitioners cannot have any objection for the

proceedings in directing them not to harvest the usufruct.

However, when the matter was taken up for admission on 16.12.2005 there was no representation on behalf of the petitioners.

Therefore, the matter was directed to be posted under the caption

'for dismissal' on 26.12.2005. Even today, neither the petitioners appear nor there is any representation on their behalf.

The writ petition is accordingly dismissed for non-prosecution.

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V. ESWARAIAH, J

December 26, 2005

DSK